



JAMES A. NOYES, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

May 22, 2003

IN REPLY PLEASE  
REFER TO FILE: **T-3**  
**T980954**

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012-2456

Dear Supervisors:

**PUBLIC HEARING PROPOSED APPLICATION OF SECTION 21107.5  
OF THE CALIFORNIA VEHICLE CODE FOR FALCON WAY  
SUPERVISORIAL DISTRICT 5 (3 VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD AFTER THE PUBLIC HEARING:**

1. Find that the proposed Resolution is categorically exempt under Class I-(X)7 of the Environmental Guidelines approved by your Board.
2. Find that Falcon Way between Peace Valley Road and the Frazier Mountain High School, is a privately-owned and maintained road in the unincorporated Lebec area that is generally held open for use by the public for vehicular travel; connects with highways in a manner that the public cannot determine that Falcon Way is not a County-maintained highway; and would be best served by the application of the California Vehicle Code.
3. Find that the owners of the privately-owned and maintained road, Falcon Way, have filed a petition with the County to apply the California Vehicle Code to Falcon Way.
4. Adopt the enclosed Resolution making Section 21107.5 of the California Vehicle Code applicable to Falcon Way between Peace Valley Road and the Frazier Mountain High School.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The recommended action will provide the legal basis for the California Highway Patrol to cite traffic violators on the privately-owned and a maintained street described above. The local residents living along Falcon Way have expressed concern about motorists speeding and the lack of enforceable traffic controls, such as speed limit signs on this private street. They are concerned that this poses a potential threat to their safety. The California Highway Patrol currently has no legal basis upon which to cite these violators. Therefore, the El Tejon Unified School District, John Beltramo, and Jimmy Winemiller, owners of this road with the responsibility of maintaining it, have requested that the California Vehicle Code be made applicable to their private road.

### **Implementation of Strategic Plan Goals**

This action is consistent with the County Strategic Plan Goal of Service Excellence as implementation will enhance highway safety, traffic flow, and accommodate traffic-related concerns of residents.

### **FISCAL IMPACT/FINANCING**

No fiscal impact on the County will result. Financing is not required.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

Certain provisions of the California Vehicle Code can be enforced on privately-owned and maintained roadways that are generally held open for public travel, and the interest of the residents residing along the road and the motoring public will be best served by application of these provisions, if your Board adopts a Resolution pursuant to Section 21107.5 of the California Vehicle Code after a public hearing. Additionally, notices must be mailed to each of the property owners within the limits of this action. Said notice must occur at least ten days prior to the date of the public hearing.

The residents of Falcon Way have submitted a petition requesting this action. Upon enactment of the Resolution, the provisions of the California Vehicle Code shall apply on this private street after the appropriate signs are erected at the entrance of Falcon Way, indicating that this street is subject to the provisions of the California Vehicle Code.

The Honorable Board of Supervisors  
May 22, 2003  
Page 3

**ENVIRONMENTAL DOCUMENTATION**

Enforcement of the California Vehicle Code on the subject private street, including the installation of related traffic control devices required to notify the motoring public, is categorically exempt under Class I-(X)7 of the Environmental Guidelines approved by your Board.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Not applicable.

**CONCLUSION**

At such time as these recommendations may be approved, please return one copy of this letter to Public Works.

Respectfully submitted,

JAMES A. NOYES  
Director of Public Works

AGD:ja

C:\WINNT\Profiles\dmount\Temporary Internet Files\OLK1\Falcon Way.wpd

Enc.

cc: Chief Administrative Office  
County Counsel

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF LOS ANGELES, CALIFORNIA,  
PURSUANT TO SECTION 21107.5 OF THE CALIFORNIA VEHICLE CODE  
MAKE THE CODE APPLICABLE TO FALCON WAY,  
A PRIVATE STREET**

WHEREAS, Falcon Way is a privately-owned road within the unincorporated area of the County of Los Angeles, maintained by its owners and held open for use of the public for vehicular travel. The interests of the residents living along this road and the motoring public will be best served by application of the provisions of the California Vehicle Code to this road.

WHEREAS, the El Tejon Unified School District, John Beltramo, and Jimmy Winemiller, the owners of said road with the responsibility of maintaining it, have requested this action with the concurrence of the residents residing along this street; and

WHEREAS, a public hearing has been held pursuant to the law on this matter and no objections have been received to the application of the California Vehicle Code to the aforementioned road; and

WHEREAS, the Board of Supervisors of the County of Los Angeles hereby finds and declares as follows:

SECTION 1. That Falcon Way from Peace Valley Road and Frazier Mountain High School is a privately-owned and maintained road.

SECTION 2. That this road is generally held open for use by the public for vehicular travel and so connects with highways that the public cannot determine that the road is not a highway. The interests of the residents residing along the road and the motoring public will be best served by application of the provisions of California Vehicle Code to this road.

SECTION 3. That El Tejon Unified School District, John Beltramo, and Jimmy Winemiller have filed a petition requesting the application of the provision of the California Vehicle Code to said road.

NOW, THEREFORE, IT IS RESOLVED, by the Board of Supervisors of the County of Los Angeles, State of California, that for the forgoing reasons, pursuant to Section 21107.5 of the California Vehicle Code, the California Vehicle Code is hereby ordered applied to the privately-owned and maintained road hereinafter described as Falcon Way.

BE IT FURTHER RESOLVED, that the provisions of the California Vehicle Code shall only be applied to such road after appropriate signs are erected at the entrance of said road in accordance with requirements of Section 21107.

The foregoing Resolution was on the \_\_\_\_\_ day of \_\_\_\_\_, 2003, adopted by the Board of Supervisors of the County of Los Angeles and ex-officio of the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts.

VIOLET VARONA-LUKENS  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:

LLOYD W. PELLMAN  
County Counsel

BY \_\_\_\_\_  
Deputy

**NOTICE OF PUBLIC HEARING  
PROPOSED APPLICATION OF SECTION 2117.5  
OF THE CALIFORNIA VEHICLE CODE  
TO FALCON WAY IN LEBEC, CALIFORNIA**

El Tejon Unified School District  
P.O. Box 876  
Lebec, CA 93243

Mr. Jimmy Winemiller  
114 Hickory Creek Circle  
Littlerock, AR 72212

Mr. John R. Beltramo  
Manager  
JTB Investment Company, LLC  
1540 El Camino Real  
Menlo Park, CA 94025

Notice is hereby given that \_\_\_\_\_, the \_\_\_\_ day of \_\_\_\_\_, 2003, at the hour of \_\_\_\_\_, in Room 381B of the Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California 90012, is the time and place which have been fixed by the Board of Supervisors to consider this matter. Any persons wishing to be heard on the proposed application of Section 21107.5 of the California Vehicle Code, or to the inclusion of any property within the proposed application, may appear before the Board of Supervisors and show cause why said application should not be made.

Application of the provisions of Section 21107.5 to Falcon Way would provide the legal basis for the California Highway Patrol to cite traffic violators on this privately-owned and maintained street previously described.

If you have any questions concerning this hearing, please call Ms. Guita Sheik of the County of Los Angeles Department of Public Works at (626) 300-4708.

Si no entiende esta noticia o necesita mas informacion, favor de llamar a este numero (626) 300-4708.